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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: P. Bonutti and M. Cremens

Application No.: To be Assigned Group Art Unit: (Continuation of App No. 10/228,855) Examiner:

Filed: Herewith Attorney Docket No.: 782-A03-023

For: METHOD AND DEVICE FOR SECURING BODY TISSUE

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. § 1.56

Commissioner for Patents Alexandria, VA 22313

Sir:

In accordance with the duty of disclosure provisions of C.F.R. § 1.56, there is hereby provided certain information, which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

A revised Form PTO/SB/08 listing all patents, publications, applications, or other information submitted for consideration is enclosed. Copies of the listed U.S. Patents and Published U.S. Patent applications are not being submitted pursuant to the USPTO's waiver of the requirement of 37 C.F.R. § 1.98(a)(2)(i). Enclosures accompanying this Information Disclosure Statement are: (a) copies of cited articles; and (b) copy of the cited Japanese reference.

No admission is made that the information cited in this Statement is, or is considered to be prior art, material to patentability nor a representation that a search has been made.

This Information Disclosure Statement is filed under 37 C.F.R. §1.97(b) before the latter of three months after the U.S. patent application filing date or the first Office Action on the merits. Accordingly, no fee or certification is required.

Respectfully submitted,

Dated: Feb 17, 2004

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Examiner

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U.S. PATENT DOCUMENTS											
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Initials	No. 1	Number (if kno			Cited Doc	ument	MM-DD-YY		Figures Appear		
	AA	3,513,848			Winston et al.		05-26-70				
_	AB	3,657,056			Wintson et al.		04-18-72				
	AC	4,662,068			Polonsky		05-05-87				
	AD	5,383,883			Wilk et al.		01-24-95				
	AE	5,413,585			Pagedas		05-09-95				
	AF	5,836,897			Sakural et al.		11-17-98				
	AG	5,879,372			Bartlett		03-09-9	9	-		
	AH	5,891,166			Schervinsky		04-06-9	9			
	AI	5,906,625		Bito et al.			05-25-99				
	AJ	5,964,765			Fenton, Jr., et al.		10-12-99				
	AK	5,993,477			Valitekunas et al.		11-30-99				
	AL	6,010,525			Bonutti et al.		01-04-00				
	AM	, , ,			Miyawaki et al.		05-23-00				
	AN				Sugai et al.		08-08-0	0			
	AO	6,106,545	5		Egan		08-22-0	0			
	AP	6,174,324	4		Egan et al.		01-16-0	1			
	AQ	6,432,115	5		Mollenaver et al	•	08-13-0	2			
	AR	6,409,742	2		Fenton		06-25-0	2			
				-				,			

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Date Considered

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIP Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

PTO/SB/08A (10-96) Approved for use through 10/31/99. OMB 0651-0031

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